IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 20654 of 2004

Between:

K. Ramulu, S/o. Venkanna,
Staff No. 74447, Wanaparthy Depot,
R/o. Atmakur.

..... PETITIONER

AND

1. Andhra Pradesh Road Transport Corporation, Rep by its

Managing Director, Musheerabad, Hyderabad.
2 Divisional Manager, APSRTC, Palem.
3 Depot Manager, A.P.S.R.T.C. Wanaparthy.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any writ order or direction particularly one in the nature of MANDAMUS declaring the Proceedings No. 01/2(6)2201-WNP dated 17-5-2002 of the third respondent herein as illegal, arbitrary and consequently by nullifying the same direct the third respondent to restore the withheld two increments forthwith.

Counsel for the Petitioner: DR.P.B.VIJAY KUMAR

Counsel for the Respondents : MR.P.VINAYAKA SWAMY

The Court at the admission stage, made the following :

HON'BLE Dr. JUSTICE G.YETHIRAJULU

WRIT PETITION No. 20654 of 2004

ORDER:

Petitioner was imposed a punishment of reduction of two incremental stages for a period of two years, which shall have the effect of postponing future increments, through the order dated 17-05-2002. The petitioner being aggrieved by the said order, preferred an appeal on 06-08-2002 and the appeal is said to be pending before the 2nd respondent.

2. The petitioner having preferred an appeal before the 2nd respondent and during the pendency of the same approached this Court through this writ petition by way of parallel proceedings, which cannot be accepted. The writ petition therefore, cannot be maintained. Since the petitioner is representing that the appeal is still pending with the 2nd respondent, the 2nd respondent is directed to dispose of the appeal by passing appropriate orders according to the rules in force, within a period of eight weeks from the date of receipt of a copy of this order.

3. Accordingly, the writ petition is disposed of.

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November 10, 2004.

KVR

To

1. Managing Directior, Andhra Pradesh Road Transport Corporation, Musheerabad, Hyderabad.
2. Divisional Manager, APSRTC, Palem.
3. Depot Manager, A.P.S.R.T.C. Wanaparthy.
4. Two C.D.Copies.